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Debbie Prout

Appl No. : 09/966,572 Confirmation No. 3776
Applicant : Ho-Jin Kweon, et al.
Filed : September 25, 2001
Title : POSITIVE ACTIVE MATERIAL FOR RECHARGEABLE LITHIUM
BATTERIES AND METHOD OF PREPARING SAME

TC/A.U. : 1746
Examiner : Monique M. Wills

Docket No. : 47227/DBP/Y35
Customer No. : 23363

**REQUEST TO APPLY PREVIOUSLY PAID
ISSUE FEE**

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
August 2, 2005

Commissioner:

On February 11, 2005 the issue fee, publication fee, and extra copies of the issued patent, for a total amount of \$1730, were paid regarding the Notice of Allowance dated December 17, 2004.

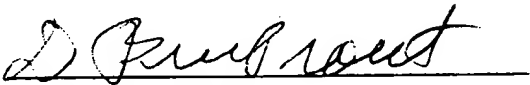
A Petition to Withdraw From Issue was filed on March 10, 2005, with a Decision Granting Petition issued, dated March 15, 2005 (copy enclosed) and a subsequent Notice of Allowance being issued, dated May 5, 2005.

Appln No. 09/966,572
Amdt date August 2, 2005
Reply to Office action of

It is requested that the February 11, 2005 issue fee payment, in the amount of \$1730, be applied to the current May 5, 2005 Notice of Allowance.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by or to give effect to this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
D. Bruce Prout
Reg. No. 20,958
626/795-9900

DBP/djp
DJP PAS636297.1--08/2/05 4:29 PM



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Christie, Parker & Hale, LLP

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MAR 15 2005

In re Application of
Ho-Jin Kweon et al
Application No. 09/966,572
Filed: September 25, 2001
Attorney Docket No. 47227/DBP/Y35

: OFFICE OF PETITIONS
:
: DECISION GRANTING PETITION
: UNDER 37 CFR 1.313(c)(2)
:

This is a decision on the petition, filed March 10, 2005, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on February 15, 2005 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 1746 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed Information Disclosure Statement.

Frances Hicks
Frances Hicks
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Y35:
CASE # 47227 ACTION _____
REMINDER _____ DUE DATE _____
DEADLINE _____

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).